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SONY COMPUTER ENTERTAINMENT
7 AMERICA INC.

8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN FRANCISCO DIVISION
11

12 In re SONY PS3 LITIGATION

CASE NO. CV 09-04701 (RS)

13 **NOTICE OF MOTION**

14 Date: May 6, 2010
15 Time: 1:30 p.m.
16 Dept: Courtroom 3
Judge: Hon. Richard Seeborg

NOTICE OF MOTION

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

Pursuant to the Court's Reassignment Order (Docket # 38), the March 22, 2010 hearing regarding Sony Computer Entertainment America Inc.'s ("SCEA") Motion to Dismiss, filed on February 12, 2010, has been vacated. Pursuant to that Reassignment Order, SCEA hereby re-notices that Motion.

PLEASE TAKE NOTICE that on May 6, 2010 at 1:30 p.m. in Courtroom 3 of the above court, located at 450 Golden Gate Avenue, San Francisco, California, SCEA will move for dismissal of the First, Second, Third, and Fourth Claims for Relief asserted in the Amended Consolidated Class Action Complaint. This Motion is brought pursuant to Fed. R. Civ. P. 12(b)(6) on the basis that the Complaint fails to state facts sufficient to constitute a claim for relief.

This Motion is based upon this Notice and Motion; the Motion to Dismiss filed on February 12, 2010 (Docket # 31); the Court's file; and such further authority or evidence as may be presented at or prior to the hearing on this matter.

Dated: March 22, 2010

DLA PIPER LLP (US)

By /s/ Carter Ott

CARTER W. OTT

Attorneys for Defendant

SONY COMPUTER ENTERTAINMENT OF
AMERICA INC.